

# JOURNAL OF THE SENATE

Wednesday, April 10, 1935

The Senate convened at 11:00 o'clock A. M. pursuant to adjournment on Tuesday, April 9, 1935.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President—Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Tuesday, April 9th, was corrected, and as corrected was approved.

## REPORTS OF COMMITTEES

Senate Chamber,  
Tallahassee, Fla., April 8, 1935

Hon. Wm. C. Hodges,  
President of the Senate.  
Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 40, being An Act providing for the regulation, control and supervision of gas corporations and electrical corporation as these terms are defined in this Act; to supervise, regulate and control the rates, charges, facilities, practices, rules and service of such corporations; to confer certain powers upon the railroad commission of the State of Florida and to prescribe the duties of said commission in relation thereto; and to provide for the enforcement of the provisions of this Act.

Begs leave to report as follows.

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 40, contained in the above report, was re-referred to the Committees on Judiciary "B" and Public Utilities, jointly.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.  
Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 33, being An Act relating to and concerning Taxation; providing for the redemption of tax sale certificates on delinquent Homestead Property now outstanding or hereafter to be issued or outstanding in one payment on an installment basis and for the annual assessment of the properties embraced therein during installment redemption, prescribing certain powers and duties of officers having charge of the redemption of tax sale certificates and delinquent homestead property taxes and for procedure in relation thereto; and providing for the making of certain rules and regulations by the Comptroller.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 33, contained in the above report, was re-referred to the Committee on Finance & Taxation.

Also—

Senate Chamber,  
Tallahassee, Fla., April 8, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.  
Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 84, being An Act to amend Section 20 of Chapter 12026, Acts of Florida, 1927, relating to the publishing of statements containing receipts, disbursements and conditions of the Florida Inland Navigation District.

Begs leave to report as follows.

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 84, contained in the above report, was re-referred to the Committee on Transportation & Traffic.

Also—

Senate Chamber,  
Tallahassee, Fla., April 8, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.  
Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 109, being An Act to provide for a refund or drawback of gasoline tax paid on gasoline used in certain motor boats and tractors, herein defined, and which tax is paid under Chapter 15659, Acts of 1931, Laws of Florida; providing for registration of such motor boats and tractors with the Comptroller of the State of Florida; providing for fees to be charged for such registration; methods of making the payment of such refund; authorizing the Comptroller of the State of Florida and the Treasurer of the State of Florida to pay such refunds out of funds in the hands of the Treasurer of the State of Florida by virtue of Chapter 15659, Acts of 1931, etc.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 109, contained in the above report, was re-referred to the Committees on Transportation & Traffic and Public Roads & Highways, jointly.

Also—

Senate Chamber,  
Tallahassee, Fla., April 8, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.  
Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 58, being An Act providing for the erection of fences and cattleguards to prevent the intrusion of live stock upon the State roads in this State, declaring public policy in relation thereto, prescribing the powers and duties of the State Road Department of Florida in the erection and maintenance of such fences and cattleguards, and providing for payment of such fences and cattleguards.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 58, contained in the above report, was re-referred to the Committee on Agriculture & Live Stock.

Also—

Senate Chamber,  
Tallahassee, Fla., April 8, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 83, being An Act fixing the rate of 6% interest on all tax arrearage and all liens and tax sale certificates now owing or held by the State or any county, or which may hereafter be imposed or issued.

Begs leave to report as follows:

(1) That said Bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 83, contained in the above report, was re-referred to the Committee on Finance & Taxation.

Also—

Senate Chamber,  
Tallahassee, Fla., April 8, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B," to whom was referred, under Senate Rule VII, Senate Bill No. 87, being An Act to regulate the sale and transportation of meats and meat food products slaughtered within the State of Florida, and defining the powers and duties of the State Live Stock Sanitary Board in connection therewith.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 87, contained in the above report, was re-referred to the Committee on Agriculture & Live Stock.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B," to whom was referred, under Senate Rule VII, Senate Bill No. 31, being An Act to provide for the utilization of persons drawn for jury service, as court bailiffs, and providing the manner in which, and by whom, court bailiffs shall be selected and appointed, and repealing so much of Section 1, Chapter 10091, Laws of Florida, 1925 as provides compensation and goes to sheriffs for use and employment of bailiffs:

Begs leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 31, contained in the above report, was recommended to the Committee on Judiciary "B."

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B," to whom was referred, under Senate Rule VII, Senate Bill No. 30, being An Act prohibiting and making it unlawful for any officer or employee of the State of Florida, or of any county thereof, or of any municipality, or city or town in the State of Florida, who is receiving compensation, or salary, or fees, from the State of Florida or any county thereof, or any municipality, city, or town, in the State of Florida, from receiving or accepting any witness fees, or mileage, or signing any payroll, etc.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 30, contained in the above report, was recommended to the Committee on Judiciary "B."

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B," to whom was referred, under Senate Rule VII, Senate Bill No. 85, being An Act requiring county tax collectors to enter date of payment of taxes and receipt number on tax roll in ink, and to add extra column in tax roll for address of tax payer.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 85 contained in the above report, was re-referred to the Committee on County Organizations.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B," to whom was referred, under Senate Rule VII, Senate Bill No. 108, being An Act to repeal Section 12192 of the Revised General Statutes of Florida of 1920, same being Section 1889 of the Compiled General Laws of Florida of 1927, relating to Resident County Hunting License.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 108, contained in the above report, was re-referred to the Committee on Game & Fisheries.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B," to whom was referred, under Senate Rule VII, Senate Bill No. 12, being An Act for the retirement of justices of the Supreme Court and judges of the Circuit Court with pay; prescribing the duties of such justices and judges upon retirement; providing for the period of time such justices or judges shall serve before retirement; providing that such retirement court and judges of the Circuit Court; etc.

Begs leave to report as follows.

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 12, contained in the above report, was recommended to the Committee on Judiciary "B."

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B," to whom was referred, under Senate Rule VII, Senate Bill No. 15, being An Act allowing all persons over the age of twenty-one years to vote in any primary or other election in the State of Florida and the political subdivisions thereof without the payment of a poll tax as a prerequisite in the exercise of such privilege.

Begs leave to report as follows.

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 15, contained in the above report, was recommitted to the Committee on Judiciary "B."

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 35, being An Act to prohibit the possession of machine gun by any person except military and civil officers, and agents of common carriers in the State of Florida and providing a penalty for violation of this Act.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 35, contained in the above report, was recommitted to the Committee on Judiciary "B."

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 115, being An Act to amend Section 13 of Chapter 10177, Laws of Florida, Acts of 1925, entitled "An Act to license and regulate the business of making loans in certain counties in sums of three hundred (\$300) dollars or less, secured, at a greater rate of interest than ten per centum per annum; prescribing the rate of interest and charge thereof, and penalties for the violation thereof, etc.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 115, contained in the above report, was re-referred to the Committee on Banking & Building & Loans.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 56, being An Act to repeal Sections 1, 13, 14, 15, 16, 17, 18, 19, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 30a and 31 of Chapter 14,572, of the Laws of Florida, Acts 1929, being An Act relating to and concerning taxation.

Begs leave to report as follows:

(1) That said Bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 56, contained in the above report, was re-referred to the Committee on Finance & Taxation.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 29, being An Act to amend Section 35 of Chapter 13644, Laws of Florida, Acts of 1929, entitled: "An Act relating to game, non-game birds, fresh-water fish and fur-bearing animals; to create the Department of Game and Fresh-Water Fish and the office of

the State Game Commissioner, to define his duties and powers and that of his deputies; to fix his compensation and that of his deputies; to provide for the protection and conservation of game, non-game birds, fresh-water fish and fur-bearing animals by prescribing the times when and means by and extent to which they may be taken, etc.

Begs leave to report as follows:

(1) That said Bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 29, contained in the above report, was re-referred to the Committee on Game & Fisheries.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 116 being An Act amending Section 8182, Compiled General Laws of Florida, 1927, being Section 5918 Revised General Statutes of Florida, 1920, relating to expenditures allowed in furtherance of candidacy at a primary election and penalty for violation thereof.

Begs leave to report as follows:

(1) That said Bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 116, contained in the above report, was re-referred to the Committee on Privileges & Elections.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 57, being An Act regulating, taxing and licensing gambling in gambling houses, providing powers and duties of the State Racing Commission in regulating and supervising gambling and gambling houses; vesting power and discretion in the Board of County Commissioners of each county as to licensing, etc.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 57, contained in the above report, was re-referred to the Committee on Miscellaneous.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 63, being An Act relating to the sale, control and licensing of appliances, drugs and medicinal preparations intended or having special utility for the prevention of venereal disease.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 63, contained in the above report, was re-referred to the Committee on Public Health.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 13, being An Act fixing

the number of hours of daily manual labor for all State employees and prescribing a uniform rate of wages paid therefor.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 13, contained in the above report, was re-referred to the Committee on Labor & Industry.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary B, to whom was referred, under Senate Rule VII, Senate Bill No. 68, being An Act to Amend Section 4, of Chapter 16085, Laws of Florida, Acts of 1933, entitled "An Act" to Amend Section 1007, Revised General Statutes, as Amended by Chapter 8410, Laws of Florida, etc.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 68, contained in the above report, was re-referred to the Committees on Transportation & Traffic and Motor Vehicles, jointly.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary B, to whom was referred, under Senate Rule VII, Senate Bill No. 76, being An Act providing the manner in which ballots shall be marked by persons voting in primary elections.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 76, contained in the above report, was re-referred to the Committee on Privileges & Elections.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary B, to whom was referred, under Senate Rule VII, Senate Bill No. 64, being An Act to amend Section 2217 of the Revised General Statutes of Florida, being Section 3528 Compiled General Laws of Florida, 1927, and Section 2218, Revised General Statutes of Florida, being Section 3529 Compiled General Laws of Florida, 1927, relating to the sale of drugs and medicines and repealing the permission contained in such sections for the sale of certain medicines and drugs other than by or under the supervision of a licensed pharmacist or practitioner of medicine, etc.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 64, contained in the above report, was re-referred to the Committee on Public Health.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary B, to whom was referred, under Senate Rule VII, Senate Bill No. 86, being An Act relating to the State Live Stock Sanitary Board, and prescribing the

powers and duties of said board with respect to the employment of a State Veterinarian as an employee of said board, and with respect to said board fixing the powers, duties and compensation of such state veterinarian as an employee of said board, and with respect to combating and treating contagious, infectious and communicable diseases of live stock or domestic animals, and defining live stock or domestic animals, and defining contagious, infectious or communicable diseases of live stock, etc.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 86, contained in the above report, was re-referred to the Committee on Agriculture & Live Stock.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 14, being An Act providing for the selection of election clerks and inspectors and their qualifications; providing a list of not less than five hundred to be taken from registered qualified electors; providing the drawing of names of such clerks and inspectors by the Circuit Judge who shall examine into their qualification and administer oath to perform their duty faithfully as such clerks and inspectors; providing a list of names of persons to be selected in January of each year by the county supervisor and the recording of same in minute book of County Commissioners; etc.

Begs leave to report as follows.

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 14, contained in the above report, was re-referred to the Committee on Privileges & Elections.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "B", to whom was referred, under Senate Rule VII, Senate Bill No. 67, being An Act relating to the admissibility in evidence of acknowledged and recorded instruments in writing.

Begs leave to report as follows.

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 67, contained in the above report, was recommitted to the Committee on Judiciary "B".

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "C", to whom was referred, under Senate Rule VII, Senate Bill No. 114, being An Act to amend Section 2306, Compiled General Laws of 1927, same being Section 1528, Revised General Statutes of 1920, as amended by Chapter 7810, Acts of 1919, requiring County Commissioners to make estimate of expenses; publication; effect of adoption of estimates.

Begs leave to report as follows.

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

(2) That said bill prohibits the making of purchases on one date and dating such purchases or invoices at some future date and making purchases in one budget year, payment to be

made in the following budget year, unless such obligations are made separate items of advertised budget.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 114, contained in the above report, was re-referred to the Committee on County Organizations.

Also—

Senate Chamber,  
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "C," to whom was referred, under Senate Rule VII, Senate Bill No. 50, being a bill to be entitled An Act to amend Section 3830 of the Revised General Statutes of Florida relating to the time of taking effect of certain instruments filed for record.

Begs leave to report as follows:

- (1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.
- (2) This bill effects the existing law in that it makes the record, notice to purchasers, instead of the original instrument notice to purchasers.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 50, contained in the above report, was recommitted to the Committee on Judiciary "C."

Also—

Senate Chamber,  
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "C," to whom was referred, under Senate Rule VII, Senate Bill No. 49, being a bill to be entitled An Act to regulate the issuing of writs of certiorari in the State of Florida, and prescribing the time within which the same may be sued out.

Begs leave to report as follows:

- (1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.
- (2) This bill places a time limit for the issuing of writs of certiorari. The law at present specifies no limit.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 49, contained in the above report, was recommitted to the Committee on Judiciary "C."

Also—

Senate Chamber,  
Tallahassee, Fla., April 5, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Judiciary "C," to whom was referred, under Senate Rule No. 7, Senate Bill 71, being a bill to be entitled An Act to amend Section 2891, Revised General Statutes of Florida, 1920, same being Section 4588, Compiled General Laws of Florida, 1927, relating to compensation of sheriffs.

Beg leave to report as follows:

- (1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.
- (2) That it changes the present law where is given per diem, same to be prorated where two or more cases are tried the same day.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 71, contained in the above report, was re-referred to the Committee on County Organizations.

Also—

Senate Chamber,  
Tallahassee, Fla., April 5, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Judiciary "C," to whom was referred, under Senate Rule No. 7, Senate Bill No. 72, being a bill to

be entitled An Act to amend Section 8492, Compiled General Laws of 1927, same being Section 6178, Revised General Statutes of 1920, relating to method of application for a pardon and notice to be given.

Beg leave to report as follows:

- (1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

- (2) That it aids the present law by requiring notice of application of pardon to be filed with the Board of County Commissioners, fifteen days before application is heard.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 72, contained in the above report, was recommitted to the Committee on Judiciary "C."

Also—

Senate Chamber,  
Tallahassee, Fla., April 5, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Judiciary "C," to whom was referred, under Senate Rule No. 7, Senate Bill No. 78, being a bill to be entitled An Act to amend Section 318, Compiled General Laws of 1927, same being Section 262, Revised General Statutes of 1920, requiring constitutional amendments to be printed once on ballot, and providing method of marking same.

Beg leave to report as follows:

1. That said Bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
2. That said Bill provides that the constitutional amendments be placed on the ballot once, instead of twice, as is now provided by law.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 78, contained in the above report, was recommitted to the Committee on Judiciary "C."

Also—

Senate Chamber,  
Tallahassee, Fla., April 5, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Judiciary "C," to whom was referred, under Senate Rule No. 7, Senate Bill No. 75, being a bill to be entitled An Act to amend Section 4465, Compiled General Laws of 1927, relating to selection of jury lists by County Commissioners for Courts of County Judges in counties having no County Court, Criminal Court or Court of Record.

Beg leave to report as follows:

1. That said Bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
2. That said Bill changes the present law, requiring Boards of County Commissioners to draw jurors in counties having no County Court, Criminal Court or Court of Record, annually, at the first meeting to be held in each year.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 75, contained in the above report, was recommitted to the Committee on Judiciary "C."

Also—

Senate Chamber,  
Tallahassee, Fla., April 5, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Judiciary "C," to whom was referred, under Senate Rule No. 7, Senate Bill No. 77, being a bill to be entitled An Act requiring all county officers to keep cash books and enter all cash receipts and disbursements of their office, balancing same daily, the form of said cash book to be prescribed by the Comptroller.

Beg leave to report as follows:

1. That said Bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
2. That said Bill provides a new law for requiring county officers to keep cash books daily and balance same daily.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 77, contained in the above report, was re-referred to the Committee on County Organizations.

Also—

Senate Chamber,  
Tallahassee, Fla., April 5, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Judiciary "C", to whom was referred, under Senate Rule No. 7, Senate Bill No. 74, being a bill to be entitled An Act to amend Section 6139 of the Revised General Statutes of Florida, 1920, same being Section 8444 of the Compiled General Laws of Florida, 1927, relating to the payment of fines received by Justices of the Peace, and the disposition of such fines.

Beg leave to report as follows:

1. That said Bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
2. That said bill changes the law, that all fines collected, before or after conviction, shall be collected by the Sheriff or Constable, instead of the Justice of the Peace, as is now provided by law.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 74, contained in the above report, was re-committed to the Committee on Judiciary "C."

Also—

Senate Chamber,  
Tallahassee, Fla., April 5, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Judiciary "C", to whom was referred, under Senate Rule No. VII, Senate Bill No. 100, being A bill to be entitled An Act authorizing courts of Equity to pronounce declaratory judgments and decrees, whether or not further relief is or could be claimed.

Begs leave to report as follows:

- (1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
- (2) That this bill is a new law allowing courts of equity to decide the legality under a certain state of facts where there are many other cases involving the same facts.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 100, contained in the above report, was re-committed to the Committee on Judiciary "C."

Also—

Senate Chamber,  
Tallahassee, Fla., April 5, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Judiciary "C", to whom was referred, under Senate Rule No. VII, Senate Bill No. 73, being A bill to be entitled An Act providing for the cancellation of all tax sale certificates issued to the State of Florida for 1915 and prior years provided all subsequent taxes on all lands covered by said tax certificates are paid.

Begs leave to report as follows:

- (1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
- (2) That said bill changes the present law from 1893 to 1915 in the cancellation of Tax Certificates held by the State.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 73, contained in the above report, was re-referred to the Committees on Judiciary "C" and Finance & Taxation, jointly.

Also—

Senate Chamber,  
Tallahassee, Fla., April 5, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Judiciary "C" to whom was referred, under Senate Rule No. VII, Senate Bill No. 82, being A bill to be entitled An Act to amend Section 2307, Compiled General

Laws of 1927, same being Section 1529, Revised General Statutes of 1920, relating to estimate of expenses to be based on not more than 90% of the estimated revenues in making the annual budget for the various counties of the State.

Begs leave to report as follows:

- (1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
- (2) That said bill provides that the budget shall be based on 90% estimate of collections, instead of 95% as is provided by the present law.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 82, contained in the above report, was re-referred to the Committees on Judiciary "C" and County Organizations, jointly.

Also—

Senate Chamber,  
Tallahassee, Fla., April 5, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Judiciary "C", to whom was referred, under Senate Rule No. 7, Senate Bill No. 69, being a bill to be entitled An Act to provide for the construction of the new roads and completion of roads partly constructed by the State Road Department of the State of Florida.

Beg leave to report as follows:

1. That said Bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
2. That this bill provides a preference in the construction of new roads, or the completion of roads partly constructed by the State Road Department, to roads serving agriculture sections in this State.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 69, contained in the above report, was re-referred to the Committee on Public Roads & Highways.

Also—

Senate Chamber,  
Tallahassee, Florida, April 5, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Judiciary "C", to whom was referred, under Senate Rule No. 7, Senate Bill No. 41, being a bill to be entitled An Act relating to the liability of an owner or operator of a motor vehicle to a guest or passenger transported without payment therefor.

Beg leave to report as follows:

1. That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
2. That said bill places the liability of an automobile owner for injury to a gratis passenger, only when gross negligence is proven.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 41, contained in the above report, was re-committed to the Committee on Judiciary "C".

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Judiciary "C", to whom was referred, under Senate Rule No. 7, Senate Bill No. 55, being a bill to be entitled An Act defining the practice of beauty culture and requiring a license or certificate of registration as a condition precedent to any person practicing beauty culture or acting as a junior operator beautician and prescribing the terms and conditions upon which licenses or certificates of registration may be issued to any person to practice beauty culture or act as a junior operator beautician in the State of Florida; etc.

Beg leave to report as follows:

1. That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 55, contained in the above report, was re-referred to the Committee on Labor & Industry.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "C", to whom was referred, under Senate Rule VII, Senate Bill No. 101, being a bill to be entitled An Act designed to eradicate the "Chainstore", "Commissary" and "Itinerant Merchant" evils, declaring an emergency to exist in this State by reason of the spread of these evils and providing regulations for the business of retail merchandising in Intrastate Commerce in this State to meet this emergency and to eradicate these evils; requiring a permit to sell merchandise at retail, limiting the issuance of such permits to individuals who are bona fide residents of Florida, to partnerships in which all part owners are bona fide residents of Florida and to corporations in which all stock is owned by bona fide residents of Florida, etc.

Begs leave to report as follows; and to make the following request.

(1) That this bill be referred to the three judiciary committees to be considered by such committees in joint session upon its constitutionality as well as its merits. The Committee requests that 200 copies of this bill be printed.

Very respectfully,

C. A. SAVAGE,

Chairman of Committee.

And Senate Bill No. 101, contained in the above report, was re-referred to the Committees on Judiciary "A", Judiciary "B", Judiciary "C" and Finance & Taxation, jointly.

Senator Tillman moved that five hundred (500) copies of Senate Bill No. 101 be printed.

Which was agreed to.

And it was so ordered.

Senator Sikes moved that a committee of two be appointed to escort Honorable S. D. Harris, former member of the Senate from the 11th Senatorial District, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senators Sikes and Sweger as the committee.

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "C", to whom was referred, under Senate Rule VII, Senate Bill No. 27, being a bill to be entitled An Act to provide for the method of Charters of non-profit cooperative associations, heretofore or hereafter organized under Chapter 5958 of the Laws of Florida approved June 8, 1909.

Begs leave to report as follows.

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

(2) That said bill proposes to change existing law by a new law to provide for amendment of articles of incorporation of non-profit co-operative associations.

Very respectfully,

C. A. SAVAGE,

Chairman of Committee.

And Senate Bill No. 27, contained in the above report, was re-referred to the Committee on Corporations.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "C", to whom was referred, under Senate Rule VII, Senate Bill No. 48, being a bill to be entitled An Act to prevent the incorporation of spurious veteran associations.

Begs leave to report as follows.

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

(2) That said bill proposes to change existing law by a new law.

Very respectfully,

C. A. SAVAGE,

Chairman of Committee.

And Senate Bill No. 48, contained in the above report, was re-referred to the Committees on Corporations and Military Affairs, jointly.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "C", to whom was referred, under Senate Rule VII, Senate Bill No. 46, being a bill to be entitled An Act requiring all persons, firms and corporations except the United States of America and the State of Florida, who are exempt from taxation under the provisions of Section 897, 898, 899 and 903, or any provision of the Compiled General Laws of Florida, 1927, to file a claim for such exemption with the County Tax Assessor before such exemption shall be allowed; providing a time within which said claim shall be filed.

Begs leave to report as follows.

(1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

(2) That said bill proposes to change existing law by requiring persons entitled to taxation exemptions to fill out blanks and give information in connection therewith to show the right to such exemptions.

Committee requests bill be referred back to Judiciary "C", to pass on merits.

Very respectfully,

C. A. SAVAGE,

Chairman of Committee.

And Senate Bill No. 46, contained in the above report, was re-referred to the Committee on Finance & Taxation.

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "C", to whom was referred, under Senate Rule VII, Senate Bill No. 26, being a bill to be entitled An Act to amend Section 3423, Revised General Statutes of 1920, same being Section 5276, Compiled General Laws of Florida, 1927, relating to notice of institution of suits in attachment, personal and by publication.

Begs leave to report as follows:

1. That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

2. That said bill proposes to change existing law by changing length of publication of notice in attachment suits from two months to four consecutive weeks.

Very respectfully,

C. A. SAVAGE,

Chairman of Committee.

And Senate Bill No. 26, contained in the above report, was recommitted to the Committee on Judiciary "C".

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "C", to whom was referred, under Senate Rule VII, Senate Bill No. 39, being a bill to be entitled An Act to cancel all tax sale certificates now owned by the State of Florida which cover homestead property and prescribing the duty of the owner of the property and the duty of the Clerk of the Circuit Court of each county in connection therewith.

Begs leave to report as follows:

1. That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

2. That said bill proposes to change existing law by a new law to cancel all tax sale certificates held by State on homesteads.

Very respectfully,

C. A. SAVAGE,

Chairman of Committee.

And Senate Bill No. 39, contained in the above report, was re-referred to the Committee on Finance & Taxation.



Also—

Senate Chamber,  
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "C", to whom was referred, under Senate Rule VII, Senate Bill No. 23, being a bill to be entitled An Act changing the number of State Road Number 124.

Begs leave to report as follows:

1. That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
2. That said bill proposes to change existing law by changing the number of State Road in Polk County, Florida, now number 124, to Number 2.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 23, contained in the above report, was re-referred to the Committee on Public Roads & Highways.

Also—

Senate Chamber,  
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "C", to whom was referred, under Senate Rule VII, Senate Bill No. 42, being a bill to be entitled An Act imposing an additional tax upon gasoline or other like products of petroleum; providing for reports of sales of such commodities to the Comptroller of the State of Florida; providing for the disposition of the moneys derived from such taxes, and fixing a penalty for the violation of the provisions of this Act; providing that the gasoline inspection laws of the State of Florida shall apply to this Act.

Begs leave to report as follows:

1. That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
2. This bill re-enacts the seventh cent on gasoline and gives the money to schools, instead of the general fund.

Note: The existing law is an emergency which expires.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 42, contained in the above report, was re-referred to the Committee on Finance & Taxation.

Also—

Senate Chamber,  
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "C", to whom was referred, under Senate Rule VII, Senate Bill No. 32, being a bill to be entitled An Act to regulate assignments of or orders for the payment of any salary, wages, commissions or other compensation for services.

Begs leave to report as follows:

- (1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.
- (2) That said bill proposes to change existing law by making it mandatory that an assignment of salary, wage, or commission be in writing and where the parties are married that such assignments be signed by both husband and wife.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 32, contained in the above report, was recommended to the Committee on Judiciary "C."

Also—

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

The Committee on Judiciary "C", to whom was referred, under Senate Rule VII, Senate Bill No. 154, being a bill to be entitled An Act relating to and concerning taxation. Amending Section 775, Revised General Statutes of Florida, being Section 992, Compiled General Laws of Florida, 1934, Supplement, as amended by Section 10, Chapter 14572, Laws of Flor-

ida, Acts of 1929; and amending Section 2 of Chapter 7806, Laws of Florida, Acts of 1919, as amended by Section 11 of Chapter 14572, Laws of Florida, Acts of 1929, being Section 994, Compiled General Laws of Florida, 1934 Supplement; providing for the sale of Tax Sale Certificates held by the State and for the redemption or purchase of Tax Sale Certificates held by the State.

Begs leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

(2) That said bill proposes to change existing law by providing that any portion of land or interest therein contained in a tax certificate held by the state, may be redeemed or sold by a certificate of such transfer, or redemption, under the hand and official seal of the Clerk of the Circuit Court, upon such clerk being furnished by the Tax Assessor with a certificate apportioning the value to the parts sought to be redeemed or certificates purchased thereon, and to the remaining land under said certificate, according to their respective parts, said apportionment to be made upon the basis of valuation as of the date of the original assessment, and a deed may issue thereupon in compliance with the terms of this chapter.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 154, contained in the above report, was re-referred to the Committee on Finance & Taxation.

Senators Raulerson and Parrish, Chairmen of the Committee on Agriculture & Live Stock and Citrus Fruits respectively, submitted the following Joint Committee report:

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Joint Committee on Agriculture & Live Stock, and Citrus Fruits, to whom was referred, Senate Bill No. 21, a bill to be entitled An Act to protect the owners of registered field boxes, crates, receptacles or containers used in the production, harvesting, transportation and selling of fruits and vegetables and their by-products; to provide for the registration of brands thereof, and defining certain offenses and remedies in connection with the unauthorized and unlawful possession and use thereof; to provide against the obliteration, defacing, removing or changing of such registered brands; to provide and define the legal use of possession of such branded and registered field boxes, crates, containers or receptacles, and prescribing penalties for the violation of the provisions hereof.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

J. J. PARRISH,  
Chairman of Citrus Fruits, Senate Committee.  
C. F. RAULERSON,  
Chairman of Agriculture & Live Stock,  
Senate Committee.

And Senate Bill No. 21, contained in the above report was placed on the Calendar of Bills on second reading.

Senators Raulerson and Parrish, Chairmen of the Committee on Agriculture & Live Stock and Citrus Fruits, respectively, submitted the following Joint Committee report:

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Joint Committee on Citrus Fruits and Agriculture & Live Stock, to whom was referred:

Senate Bill No. 130:

A bill to be entitled An Act to Amend Sections 2407, 178, 5712, 5711, Revised General Statutes of the State of Florida, 1920, being also published respectively as Sections 3816, 214, 7935, 7934, Compiled General Laws of Florida, 1927; and further to Amend Section 2401 Revised General Statutes of the State of Florida, 1920, as amended by Section 1, Chapter 10128, Acts 1925, being also published as Section 3810. Compiled General Laws of Florida, 1927; and further to amend Section 2405 Revised General Statutes of the State of Florida, 1920, as amended by Section 1, Chapter 9128, Acts 1923, and as further amended by Section 3, Chapter 10128, Acts 1925, being also published as Section 3814, Compiled General Laws of



Florida, 1927; and further to amend Section 2406 Revised General Statutes of the State of Florida, 1920, as amended by Section 4, Chapter 10128, Acts 1925, being also published as Section 3815, Compiled General Laws of Florida, 1927; and further to amend Sections 2416, 2417, 2418, 2419, Revised General Statutes of the State of Florida, 1920, being also published respectively, as Sections 3826, 3827, 3828 and 3829, Compiled General Laws of Florida, 1927; and further to amend Section 2398, Revised General Statutes of the State of Florida, 1920, as amended by Section 1, Chapter 9127, Acts 1923, and further amended by Section 2, Chapter 10128, Acts 1925 and Section 1, Chapter 14510, Acts 1929, Extra Session, being also published as Section 3807, Compiled General Laws of Florida 1927; and further to amend Sections 2402 and 5710, Revised General Statutes of the State of Florida, 1920, also published respectively as Sections 3811 and 7933, Compiled General Laws of Florida, 1927; relating to and defining commercial fertilizer, mixed fertilizer and fertilizer materials; defining various fertilizer elements and ingredients and forms of commercial fertilizer; defining certain terms and words used in the Act; providing for registration and analysis of commercial fertilizer, as in the Act defined, and the duty of the State Chemist and others with reference thereto; providing for the taking of special samples by purchasers and official samples by or under the direction of the State Chemist or the Commissioner of Agriculture; providing the formula for and the method and procedure of analyzing and reporting the analysis of commercial fertilizer, as herein defined, by the State Chemist; prohibiting the sale or offer of sale of pulverized leather, hair or wool waste as a commercial fertilizer or as an ingredient thereof, except under certain conditions, and prescribing a penalty for the violation of the provisions thereof; providing for a lawful variation from the guaranteed analysis and defining deficiency analysis and excess analysis; requiring reports designating agents; providing for guaranteed analysis of commercial fertilizer, as in this Act defined, and the requirements as to form and contents of the statement of the guaranteed analysis; providing for the classification, and guaranteed analysis of cottonseed meal and penalty for the violation of the provision thereof; providing for the labeling of commercial fertilizer as in this Act defined, and for registration of brands and changes thereof and for the payment of registration fees and penalties for failure to comply therewith; defining major and minor penalties, prescribing the degree or extent of the penalty in each case and prescribing the method of collection; providing penalties for misrepresentation of commercial fertilizer and the elements and ingredients thereof.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

J. J. PARRISH,  
Chairman of Citrus Fruits, Senate Com.  
C. F. RAULERSON,

Chairman of Agriculture & Live Stock, Senate Com.

And Senate Bill No. 130, contained in the above report was placed on the Calendar of Bills on second reading.

Senator Raulerson, Chairman of the Committee on Agriculture & Live Stock, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 9, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Agriculture & Live Stock, to whom was referred:

Senate Bill No. 180:

A bill to be entitled An Act to provide for the purchase, distribution and administration of anti-hog cholera serum and hog cholera virus in the State of Florida by the State Live Stock Sanitary Board; making appropriation therefor and creating a fund to be known as the serum fund.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

C. F. RAULERSON,  
Chairman of Committee.

And Senate Bill No. 180, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 10, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Pensions & Claims, to whom was referred:

Senate Bill No. 213:

A bill to be entitled An Act granting a pension to Thomas B. Folks, of Marion County, Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

CLAYTON C. BASS,  
Chairman of Committee.

And Senate Bill No. 213, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on second reading.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 10, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Pensions & Claims, to whom was referred:

Senate Bill No. 212:

A bill to be entitled An Act to granting a pension to Samuel Savage, Sr., of Marion County, Florida.

Have had the same under consideration, and recommend that the same, do pass.

Very respectfully,

CLAYTON C. BASS,  
Chairman of Committee.

And Senate Bill No. 212, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on second reading.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 10, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Pensions & Claims, to whom was referred:

Senate Bill No. 206:

A bill to be entitled An Act granting a pension to Mrs. Sallie S. Bardin of Clay County, Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

CLAYTON C. BASS,  
Chairman of Committee.

And Senate Bill No. 206, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on second reading.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 10, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Pensions & Claims, to whom was referred:

Senate Bill No. 205:

A bill to be entitled An Act for the relief of Mrs. Rose Tyson, wife of Joseph Tyson, and providing appropriation to compensate her for the injury and death of her husband, Joseph Tyson, a former employee of the Florida State Road Department, who was fatally injured while operating a tractor cutting the grass along the State Highway, said tractor being operated by the said Joseph Tyson, an employee of the State Road Department.

WHEREAS, Joseph Tyson, who on the third day of April, A. D. 1933, was an employee of the State Road Department and was operating a tractor cutting the grass along the

shoulders of State Highway Number Four, near New Smyrna, Florida, and the said tractor being so operated came into collision with an automobile and thereby injured the said Joseph Tyson who died on said date.

AND WHEREAS, the said Joseph Tyson was thereby killed in line of duty, while an employee of the State Road Department of Florida, and left surviving him the said widow, Rose Tyson, and two minor children of the age of four (4) and six (6), respectively; now, therefore:

Committee Amendments Suggested:

Amendment No. 1—

In Section 1, line 1, strike out the words five thousand dollars (\$5,000), and insert in lieu thereof the following: Three Thousand Dollars (\$3,000.00), payable one-half as soon as this bill becomes a law, and one-half in twelve months.

Amendment No. 2—

In Section 2, lines two and three, strike out the words: five thousand dollars (\$5,000.00), and insert in lieu thereof the following: Three Thousand Dollars (\$3,000.00), payable one-half as soon as this bill becomes a law, and one-half in twelve months.

Have had the same under consideration, and recommend that the same, with amendments thereto, does pass.

Very respectfully,

CLAYTON C. BASS,

Chairman of Committee.

And Senate Bill No. 205, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on second reading.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 10, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Pensions & Claims, to whom was referred:

Senate Bill No. 43:

A bill to be entitled An Act for the relief of Fred Harrison Gage.

Committee Amendments Suggested:

Amendment No. 1—

In Section 1, line 1, strike out the figures: \$3500.00, and insert in lieu thereof the following: \$1500.00.

Amendment No. 2—

In Section 2, line 3, strike out the figures: \$3500.00, and insert in lieu thereof the following: \$1500.00.

Have had the same under consideration, and recommend that the same, with amendments thereto, does pass.

Very respectfully,

CLAYTON C. BASS,

Chairman of Committee.

And Senate Bill No. 43, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on second reading.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 10, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

Your Committee on Pensions & Claims, to whom was referred:

Senate Bill No. 85 of the 1933 Session of the Florida Legislature:

An Act for the relief of K. Borson, as Trustee, which carried the Governor's veto, has acted upon said Senate Bill No. 85, unanimously voting to sustain the Governor's veto.

Very respectfully,

CLAYTON C. BASS,

Chairman of Committee.

Senate Bill No. 85 (1933), contained in the above report, was read by title.

Senator McKenzie asked unanimous consent of the Senate to take up and consider Senate Bill No. 85 (1933) at this time.

Which was agreed to.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding."

5—S. B.

Upon the passage of the bill the roll was called and the vote was:

Yeas—0.

Nays—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

So the bill failed to pass over the Governor's objections thereto.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 10, 1935.

Hon. Wm. C. Hodges,

President of the Senate.

Sir:

Your Committee on Pensions & Claims, to whom was referred:

Senate Bill No. 705 of the 1933 Session of the Florida Legislature:

An Act for the relief of H. S. Wells, L. L. Moody, G. L. Broer, W. A. Williams, Jr., and the Estate of G. W. Kellum, Deceased, all of Palatka, Putnam County, Florida, which carried the Governor's veto, has acted upon said Senate Bill No. 703, unanimously voting to sustain the Governor's veto.

Very respectfully,

CLAYTON C. BASS,

Chairman of Committee.

Senate Bill No. 705 (1933), contained in the above report was read by title.

Senator McKenzie asked unanimous consent of the Senate to take up and consider Senate Bill No. 705 (1933) at this time.

Which was agreed to.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding."

Upon the passage of the bill the roll was called and the vote was:

Yeas—0.

Nays—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Tervin, Tillman, Touchton, Turner, Watson—36.

So the bill failed to pass over the Governor's objections thereto.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 10, 1935.

Hon. Wm. C. Hodges,

President of the Senate.

Sir:

Your Committee on Pensions & Claims, to whom was referred:

Senate Bill No. 737 of the 1933 Session of the Florida Legislature:

An Act for the Relief of Bob King, Sheriff of Lee County, Florida; W. L. Draughon, Clerk of the Circuit Court of Lee County; and Vivian Lee, Tax Collector of Lee County, Florida; Which carried the Governor's veto, has acted upon said Senate Bill No. 737, unanimously voting to sustain the Governor's veto.

Very respectfully,

CLAYTON C. BASS,

Chairman of Committee.

Senate Bill No. 737 (1933), contained in the above report was taken up and read by title.

Senator McKenzie asked unanimous consent of the Senate to take up and consider Senate Bill No. 737 (1933) at this time.

Which was agreed to.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding."

Upon the passage of the bill the roll was called and the vote was:

Yeas—None.

Nays—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann,

Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (14th), Smith (29), Tervin, Tillman, Touchton, Turner, Watson—36.

So the bill failed to pass over the Governor's objections thereto.

By Senator McKenzie—  
Senate Memorial No. 6:

WHEREAS, the City of Palatka, Putnam County, Florida, has, with the cooperation and the financial assistance of the Federal Government converted its municipal waterworks property into one of the outstanding beauty spots of not only Florida but of the entire Nation, and

WHEREAS, great numbers of citizens of the United States, including residents of every State in the Union, have, during the winter season just closed, visited and enjoyed Palatka's Ravine Azalea Gardens, and

WHEREAS, the Gardens, with their thousands of Azaleas, Magnolias, Flame Vines, Crepe Myrtles, Cherokee Roses, and a profusion of tropical plantings, have attained to the proportions far beyond local or even State-wide interest and scope; Therefore

**BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:**

That the Congress of the United States be, and it is hereby respectfully Memorialized to enact the necessary legislation to authorize the United States Government to receive and accept, as a gift from the City of Palatka, in the State of Florida, the said Palatka Ravine Azalea Gardens, embracing eighty-five (85) acres of land, and all plantings and improvements thereon, and to constitute and maintain such Gardens as a National Park or Garden for the pleasure, education and edification of all persons seeking beauty in and knowledge of flowers, vines, plants, and native trees such as are found in this place of indescribable beauty; and

Be It Resolved, further, that the Secretary of State of the State of Florida is directed to transmit a duly authenticated copy of this Memorial, under the Great Seal of the State, to the Congress of the United States, and to each of Florida's Senators and Representatives in the Congress; and that our said Senators and Representatives are most earnestly requested to employ their best efforts to induce the Congress to act favorably to the accomplishment of the purposes outlined in this Memorial.

Which was read the first time in full.

Senator McKenzie asked unanimous consent of the Senate to take up and consider Senate Memorial No. 6 at this time.

Which was agreed to.

And Senate Memorial No. 6 was read the second time in full. The question was put on the adoption of the Memorial.

Which was agreed to.

And Senate Memorial No. 6 was adopted.

**INTRODUCTION OF BILLS AND JOINT RESOLUTIONS**

By Senators Holland, Sikes and Gillis—  
Senate Joint Resolution No. 216:

A Joint Resolution proposing an amendment to Section 1 of Article V, Judiciary Department, Constitution of Florida, relating to the distribution of the Judicial power of the State; and proposing an amendment to said Article by adding thereto fifteen additional sections to be known as Sections 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59 and 60, providing for the creation of County Courts of Record; abolishing all the Civil Courts of Record and the offices of the Judges thereof; abolishing all the Criminal Courts of Record, the offices of the Judges, the Clerks, the County Solicitors and the Assistant County Solicitors thereof; abolishing all the Courts of Crimes and the offices of the Judges thereof; abolishing all the County Courts and the offices of the Prosecuting Attorneys thereof; abolishing all the offices of the County Judges and of the Justices of the Peace and of the Constables; and relating to the Court of Record of Escambia County; to take effect at midnight on July 31, 1937.

**BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:**

That the following amendment to Section 1 of Article V, Judiciary Department, Constitution of Florida, and the following amendment to said Article V by adding thereto fifteen additional sections, to be known as Sections 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59 and 60, be and the same are hereby agreed to and shall be submitted to the electors of the State, at the general election to be held in 1936, for ratification or rejection, to take effect at midnight on July 31, 1937.

Section 1 of Article V, Judiciary Department, Constitution of Florida, be amended to read as follows:

Section 1. The judicial power of the State shall be vested in a Supreme Court, Circuit Courts, County Courts of Record, a Court of Record in and for Escambia County, and in such commissions with jurisdiction over neglected, dependent or delinquent juveniles as the Legislature may establish; and in such commission or commissions for the regulation of public utilities as the Legislature may establish.

That said Article V, Judiciary Department, Constitution of Florida, be amended by adding thereto Sections 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59 and 60, as follows:

46. All of the civil courts of record and the offices of the judges thereof; all of the criminal courts of record, the offices of the judges, the clerks, the county solicitors, and the assistant county solicitors thereof; all of the courts of crimes and the offices of the judges thereof; all of the county courts and the offices of the prosecuting attorneys thereof; and all of the offices of the county judges and of the justices of the peace and of the constables; are hereby abolished.

47. There is hereby created a county court of record in each county, with one or more judges as shall be prescribed by law. The judge or judges of said court shall be elected by the qualified electors of the county at the time and places of voting for members of the Legislature, and shall hold office for four years. The compensation of judges of said court shall be prescribed by law. No person shall be appointed or elected as a judge of the county court of record who is not at least twenty-five years of age, a citizen of Florida, and an attorney at law, authorized to practice law in the courts of this State. The county courts of record shall be courts of record.

48. The powers and jurisdiction of county courts of record and the judges thereof shall be prescribed by general law. The Legislature may, however, classify counties on a basis of population, and prescribe, accordingly, the powers and jurisdiction of county courts of record.

Until the Legislature shall prescribe the powers and jurisdiction of county courts of record and the judges thereof, and, by general law, classify counties on a basis of population and prescribe the powers and jurisdiction of each class, the following shall be effective:

(a) In counties having a population of forty-two thousand or less, according to the preceding census, state or federal, and in Escambia County, said courts, and the judges thereof, shall have original jurisdiction of all misdemeanors; of all cases at law in which the demand or value of the property involved shall not exceed five hundred dollars, exclusive of interest and costs; of proceedings relating to forcible entry or unlawful detention of lands and tenements; of the settlement of estates of decedents and minors; to order the sale of real estate of decedents and minors, to take probate of wills, to grant letters testamentary and of administration and guardianship, and to discharge the duties usually pertaining to courts of probate; and they shall have the power of committing magistrates, to conduct coroners' inquests with or without a jury, and all other powers and jurisdiction now vested by law in county judges and justices of the peace.

(b) In counties having a population of more than forty-two thousand, according to the preceding census, state or federal, except in Escambia County, said courts, and the judges thereof, in addition to the powers and jurisdiction provided in paragraph (a) of this section, shall have original jurisdiction of all crimes not punishable by death or imprisonment in the state prison for a greater term than ten years; and of all cases at law in which the demand or value of the property involved shall not exceed three thousand dollars, exclusive of interest and costs.

49. The circuit courts shall have final appellate jurisdiction in all cases arising in the county courts of record, except when county courts of record are given jurisdiction to try felonies, in which case the appeal to review a judgment of conviction of felony in said courts shall be direct to the Supreme Court; and except the Supreme Court shall have appellate jurisdiction of appeals from the circuit courts in cases arising before judges of the county courts of record in matters pertaining to their probate jurisdiction and in the management of the estates of infants and insane persons.

Until otherwise prescribed by rule or law, appeals in probate matters and guardianships shall be in accordance with the provisions of Chapter 16103, Acts of 1933 (An Act relating to wills and probate thereof, etc.), and appeals to the Supreme Court from a judgment of conviction of felony shall be as now

provided by law for such appeals from the circuit courts to the Supreme Court, and appeals in all other cases shall be in accordance with Chapter 7841, Acts of 1919 (An Act to provide a simplified method of appeal and prosecuting appeals from county courts, etc.).

When an appeal shall be taken by the defendant in a criminal case, involving the validity of a statute or violation of a right guaranteed by the Constitution, to the circuit court from a judgment of the county court of record and the said judgment shall be affirmed by the circuit court; or when an appeal shall be taken in a civil case, involving the validity of a statute or violation of a right guaranteed by the Constitution, to the circuit court from a judgment of the county court of record; it shall be competent for the Supreme Court to require, on petition to be filed within thirty days after said judgment by the circuit court, the record in such case to be certified to the Supreme Court for review and determination; and the Supreme Court shall prescribe such rules and regulations as it may deem proper for carrying into effect the provisions of this paragraph.

50. When there are two or more judges of the county court of record in a county, the distribution of the business of the court between the judges thereof, and the allotment or assignment of matters and cases to be heard, decided, tried or adjudged, shall be controlled by the judge oldest in continuous service as judge of said court in the county. Each judge of said court may hear, consider and determine causes and exercise all powers and jurisdiction of said court, and shall reside in the territorial jurisdiction of the court of which he is judge.

51. The Chief Justice of the Supreme Court may, in his discretion, assign one or more judges of the county court of record to a county court of record in a county in which they do not reside, to perform such judicial functions as may be assigned to them, and the Legislature shall make provision for payment of the necessary expenses, incident to such assignment of judges of the county court of record.

52. The State Attorney shall be the prosecuting attorney in all county courts of record within his judicial circuit; and the Legislature shall provide for the appointment by the State Attorney of a sufficient number of assistant State attorneys in each of the various judicial circuits to carry on the prosecution of crime within the territorial boundaries of the judicial circuit, who shall be under the supervision of the State Attorney, and shall have the power and authority of State attorneys within their respective judicial circuits. The compensation of assistant State attorneys shall be prescribed by law and paid by the State. Assistant State attorneys shall hold office during the will of the State Attorney.

53. All crimes triable in the county court of record shall be prosecuted on information, under oath, to be filed by the State Attorney or his assistant, or on indictment by a grand jury. Upon the finding of an indictment for a crime triable in the county court of record, the circuit court shall commit or bail the accused for trial in the county court of record, which trial may be on the indictment.

54. Until otherwise prescribed by rule or law, county courts of record shall hold six terms of court in each year, commencing on the second Monday in the months of January, March, May, July, September and November, and may, during vacation, settle pleadings, hear, try, and dispose of all civil and criminal cases within their jurisdiction when a jury shall be waived or when a jury shall not be required by law; and all forms, writs, procedure, forms of process, and rules of pleading, practice and evidence, prescribed for proceedings in probate matters and guardianships shall apply to such proceedings in said court; and, in all other proceedings, all forms, writs, procedure, forms of process, and rules of pleading, practice and evidence prescribed for circuit courts shall apply to said county courts of record, and all judgments of said court shall be liens on real estate in like manner as judgments of the circuit courts; and all rules and laws prescribing and regulating the issuance, service, and return of process in probate matters and guardianships shall apply to county courts of record, and, in all other matters, all rules and laws prescribing and regulating the issuance, service, and return of process for circuit courts shall apply to county courts of record; and the county commissioners in the various counties shall supply all necessary books and records for said county courts of record.

55. The county judges holding office at the time this constitutional amendment becomes effective shall severally continue in office as judges of the county courts of record, respectively, in the counties in which they hold office, until the expiration of their then existing terms of office; and all judges

of the civil courts of record (in counties where civil courts of record exist at the time this amendment becomes effective), and all judges of the criminal courts of record (in counties where criminal courts of record exist at the time this amendment becomes effective, shall severally continue in office as judges of the county courts of record, respectively, in the counties in which they hold office, until the expiration of their then existing terms of office; and, thereafter, until the Legislature shall prescribe otherwise, there shall be one judge of the county court of record in each county in the state, except in the counties of Orange, Palm Beach, Polk, Pinellas and Volusia, which shall have two each, and except in the counties of Dade, Duval and Hillsborough, which shall have three each.

56. All cases, causes and matters pending in the civil courts of record, criminal courts of record, courts of crimes, county courts, county judges' courts, and courts of justice of the peace, at the time this Constitutional Amendment becomes effective, of which the circuit courts or the county courts of record are given jurisdiction by this amendment or by law, shall be immediately transferred by the respective judges of said courts to the circuit court or to the county court of record, accordingly as jurisdiction is vested in the circuit court or the county court of record.

57. Cases and matters pending in the circuit courts at the time this constitutional amendment becomes effective, of which the county courts of record are given jurisdiction by this amendment or by law, shall not be transferred to the county courts of record, but shall be retained by the circuit courts and disposed of in said circuit courts. Review in such causes and matters shall lie to the Supreme Court in like manner as in other causes and matters of which the circuit courts are given jurisdiction.

58. The clerks of the circuit courts shall be clerks of the county courts of record in their respective counties.

59. The Court of Record of Escambia County shall, in said county, have and exercise original jurisdiction, concurrent with the county court of record of said county, of all misdemeanors and actions at law of which said county court of record shall have jurisdiction, and in all such causes, civil and criminal, arising in said Court of Record of Escambia County, the circuit court shall have final appellate jurisdiction in like manner as if said court of record were a county court of record. In all other respects the jurisdiction of said Court of Record of Escambia County and the Judge thereof shall remain as fixed by Section 39 of Article V of the Constitution of Florida.

60. The foregoing sections numbered 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, and 59 shall take effect at midnight on July 31, 1937.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senators Holland, Sikes and Gillis—  
Senate Bill No. 217:

A bill to be entitled An Act to prescribe conditions precedent during and subsequent to admission to the practice of law in the Courts of the State of Florida, and in connection therewith to provide for the appointment of a State Board of Law Examiners, to prescribe their jurisdiction, powers and duties, and to provide for the maintenance of said Board of Law Examiners and the expenses of conducting its business from funds to be collected for examination fees and admission certificates, and to provide penalties for violations of the provisions of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Futch—  
Senate Bill No. 218:

A bill to be entitled An Act authorizing the Governor to transfer and assign a County Judge from any county in the State to any other county during the disability of the resident County Judge, and authorizing such County Judge so transferred and assigned to conduct terms of the county court and County Judge's court in the county transferred and assigned to, and providing for the compensation of the County Judge so transferred or assigned.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Futch—  
Senate Bill No. 219:

A bill to be entitled An Act providing a pension for residents of Florida who have passed their sixty-fifth birthday, under certain conditions; providing for the administration of

this act by the State Board of Pensions; and appropriating certain funds toward the payment of said pensions and the expense of administration of this Act.

Which was read the first time by title only and referred to the Committees on Judiciary "B" and Pensions & Claims, in the order named.

By Senator Shelley—

Senate Bill No. 220:

A bill to be entitled An Act relating to the distribution and expenditure of moneys derived from gasoline taxes placed to the credit of the several counties of the State of Florida having a population of not less than 4,050 and of not more than 4,100 according to the last preceding state or federal census, and conferring certain powers, authority, directions and duties upon the State Board of Administration with reference thereto.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Beall—

Senate Bill No. 221:

A bill to be entitled An Act to amend Section 1, of Chapter 15,902, Laws of Florida, Acts of 1933, entitled: "An Act to provide the compensation of the Members of the Board of Public Instruction in all counties having a population of not less than fifty (50,000) thousand and not more than sixty (60,000) thousand inhabitants."

Which was read the first time by title only and referred to the Committees on Judiciary "A" and County Organizations, in the order named.

By Senator Beall—

Senate Bill No. 222:

A bill to be entitled An Act to provide that no county of the State of Florida shall furnish to the sheriff or any peace officer thereof or pay for any automobile for such use, and to provide a penalty for the violation hereof.

Which was read the first time by title only and referred to the Committees on Judiciary "A" and County Organizations, in the order named.

By Senator Parrish—

Senate Bill No. 223:

A bill to be entitled An Act relating to Primary Elections; to prohibit all persons on election days from soliciting votes and from distributing any cards, pictures, literature or other writing designed to influence voters within three hundred feet of any polling place; and to prohibit the transporting of voters to polling places on election days.

Which was read the first time by title only and referred to the Committee on Privileges & Elections.

By Senator Lewis—

Senate Bill No. 224:

A bill to be entitled An Act relating to the distribution and expenditure of moneys derived from gasoline taxes placed to the credit of the several counties of the State of Florida having a population of not less than 31,950 and of not more than 32,000, according to the last preceding state or federal census, and conferring certain powers, authority, directions and duties upon the State Board of Administration with reference thereto.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Parker—

Senate Bill No. 225:

A bill to be entitled An Act providing for an Old Age Pension: providing a method of determining what persons are entitled to a pension under the provisions of this Act: providing all applications filed under the provisions of this Act shall be approved before paid by a board in the several counties of the State of Florida: providing for the creation and appointment of a board known as the Pension Board in the several Counties of the State of Florida; providing certain additional duties of the Clerk of the Circuit Court of the several Counties of the State of Florida; providing all applications filed under the provisions of this Act must be approved by the State Pension Board: providing certain duties and powers to the State Pension Board of the State of Florida and providing for penalties for the violation of this Act.

Which was read the first time by title only and referred to the Committees on Judiciary "B", and Pensions & Claims, in the order named.

By Senator Black—

Senate Bill No. 226:

A bill to be entitled An Act to grant a pension to W. H. McNair, Sr., of Alachua County, Florida.

Which was read the first time by title only and referred to the Committee on Pensions & Claims.

By Senator Beall—

Senate Bill No. 227:

A bill to be entitled An Act to amend Sections 2, 5, 18 and 19 of Chapter 14486, Laws of Florida, Acts of 1929, entitled "An Act providing for depository of sinking funds and delinquent taxes and other moneys for road and bridge indebtedness of the counties and special road and bridge districts of the State or otherwise, authorizing the issuance of refunding bonds by said Counties and special road and bridge districts, and providing for the creation of a Board of Administration and the disbursement of such funds to pay such indebtedness and the use of any surplus in any County for the construction and maintenance of roads and bridges.

Which was read the first time by title only and referred to the Committee on Public Roads & Highways.

By Senator Futch—

Senate Bill No. 228:

A bill to be entitled An Act to amend Sections 1, 3, 8, 9, and 13 of Chapter 10254, Laws of Florida, Acts of 1925, being An Act providing for the furnishing by the State of Florida of free text books for the use of the pupils in the first six grades of the public free schools in the State of Florida, and providing for the levy and collection of a tax for said purpose, and appropriating the amount so collected on account of said tax levy for the payment of said text books and other expenses therein provided for and providing penalties for the violations of said Act so as to provide for the furnishing by the State of Florida of free text books for the use of the pupils in the public free high schools and elementary schools of the State of Florida.

Which was read the first time by title only and referred to the Committees on Judiciary "B" and Education, in the order named.

By Senator Nordman—

Senate Bill No. 229:

A bill to be entitled An Act to prohibit "marathons", "marathon dances", "walkathons", "skatathons", "bikathons", and certain other mental or physical endurance contests or performances, provided that this Act shall not apply to certain bona-fide athletic contests; and to prescribe penalties for the violation of this Act.

Which was read the first time by title only and referred to the Committee on Miscellaneous.

By Senator Holland—

Senate Bill No. 230:

A bill to be entitled An Act providing that a mortgage, executed by a co-operative association, may cover its stock of farm supplies, changing in specifics: providing upon what property the lien of such mortgage shall attach and when such lien is lost; providing that such mortgage shall not be invalid as to creditors because the mortgagor is permitted to retain possession, sell such mortgaged property in the usual course of business, replenish such property from the proceeds of sale and/or apply such proceeds upon the mortgage debt; providing that in all other respects the laws relating to chattel mortgages shall apply to such mortgages; and providing when this Act shall become effective.

Which was read the first time by title only and referred to the Committees on Judiciary "A" and Banking & Building & Loans, in the order named.

By Senator Beall—

Senate Bill No. 231:

A bill to be entitled An Act to amend Section 329 Revised General Statutes as amended by Section 4 of Chapter 13761, Acts 1929, Laws of Florida, relating to time for paying fee and qualifying by candidates for State offices running in primary elections.

Which was read the first time by title only and referred to the Committees on Judiciary "A" and Privileges & Elections, in the order named.

By Senator Smith (29th)—

Senate Bill No. 232:

A bill to be entitled An Act granting a pension to Amanda Williams of MacLenny, Baker County, State of Florida.

Which was read the first time by title only and referred to the Committee on Pensions & Claims.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:



Tallahassee, Fla., April 10, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:  
I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Stewart, of Hendry—

House Bill No. 238:

A bill to be entitled An Act relating to the distribution of racing funds received under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any amendatory or supplemental Act thereof, in the case of all Counties of this State having a population of not less than thirty-four hundred (3400) and not more than four thousand (4000), according to the last Federal Census.

Also—

By Mr. Butler, of Charlotte—

House Bill No. 239:

A bill to be entitled An Act relating to the distribution of racing funds received under provisions of Chapter 14832, Laws of Florida, Acts of 1931, amendatory or supplemental Act thereof, in the case of all Counties of this State having a population of not less than four thousand (4000) and not more than four thousand and fifty (4050) according to the last Federal Census.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,  
Chief Clerk House of Representatives.

House Bill No. 238, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

Also—

House Bill No. 239, contained in the above message, was read the first time by title only.

Senator Tervin asked unanimous consent of the Senate to take up and consider House Bill No. 239 at this time.

Which was agreed to.

Senator Tervin moved that the rules be waived and House Bill No. 239 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 239 was read the second time by title only.

Senator Tervin moved that the rules be further waived and House Bill No. 239 be read the third time in full and put upon its passage

Which was agreed to by a two-thirds vote.

And House Bill No. 239 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mrs. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—38.

Nays—0.

So the bill passed, title as stated, and the action of the Senate was ordered to be immediately certified to the House of Representatives.

Also—

The following Message from the House of Representatives was received and read:

Hon. Wm. C. Hodges,  
President of the Senate.

Tallahassee, Florida, April 10, 1935.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Whiddon, of Taylor—

House Bill No. 203:

A bill to be entitled An Act to provide for the disbursement by the State Treasurer of the moneys derived under Chapter 14832, Laws of Florida, Acts of 1931, or any amendment or amendments thereto, with reference to licensed race tracks, which are apportioned to Taylor County, Florida, for the year 1935, and thereafter; and for the disbursement of such moneys

to the Board of Public Instruction for Taylor County, Florida. Proof of Publication attached.  
And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives

And House Bill No. 203, contained in the above message, was read the first time by title only.

Senator Parker asked unanimous consent of the Senate to take up and consider House Bill No. 203 at this time.

Which was agreed to.

Senator Parker moved that the rules be waived and House Bill No. 203 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 203 was read the second time by title only.

Senator Parker moved that the rules be further waived and House Bill No. 203 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 203 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mrs. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—0.

So the bill passed, title as stated, and the action of the Senate was ordered to be immediately certified to the House of Representatives.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 10, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted.

By Senator Parker—

Senate Memorial No. 5:

# MEMORIAL TO THE CONGRESS OF THE UNITED STATES OF AMERICA

A Memorial to the Congress of the United States of America Now Convened in Session as the Seventy-fourth Congress of the United States of America.

WHEREAS, The navigable water way by name and known as the Steinhatchee River, traversing the Counties of Taylor, Lafayette and Dixie, with its outlet in the Gulf of Mexico, possess and has within its channel sand bars and obstructions, preventing travel of River boats and boats of similar character, and

WHEREAS, The said citizens of the State of Florida are using their best efforts in the expenditure of monies, labor and materials to their best ability in the opening up, removing sand bars and other obstructions from the channel of the said Steinhatchee River, and

WHEREAS, That the said Steinhatchee River would prove and be of great importance to the United States of America and to the State of Florida in the protection of life and property in time of war, and would provide a safe harbor for ships in time of storms and add to the commerce and shipping within this particular part of the State, and

WHEREAS, It is the desire of the citizens of Florida that the said work of removing such sand bars and obstructions from the channel of the said Steinhatchee River and desiring to secure the assistance of the United States Government to carry on and complete the work now in progress, and

WHEREAS, Expenditures of monies by the United States Government in conjunction with monies now being expended by the counties and citizens, would provide employment for labor and for usage of materials and supplies in the removing of said sand bars and other obstructions from the channel of the said Steinhatchee River;

BE IT THEREFORE RESOLVED BY THE FLORIDA

**LEGISLATURE:** That the Senators and Representatives of the United States Congress of America, now convened in this the Seventy-fourth Congress, be and they are herewith and hereby respectfully requested and urged to make every effort and to appropriate such sums of monies by their acts, for the purpose and usage to be spent and used in the removing of all sand bars and other obstructions from the channels of the Steinhatchee River, traversing the counties of Taylor, Lafayette and Dixie, with its outlet in and to the Gulf of Mexico, and

**BE IT FURTHER RESOLVED,** That the Senators and Representatives of Congress, now convened in this the Seventy-fourth Congress of the United States, be and they are hereby respectfully requested and urged to appropriate sufficient sums of money, in addition to the removing of sand bars and other obstructions from the channel of the Steinhatchee River to maintain a channel in the said River clear of all obstructions and sand bars.

**BE IT FURTHER RESOLVED,** by the Membership of the Florida Legislature now convened in regular session that a copy of this Memorial be immediately forwarded under the Great Seal of the State of Florida, by the Secretary of State, of Florida, to the President of the United States of America, a copy to the Vice President of the United States of America, a copy to the Speaker of the House of Representatives of Congress and a copy to each of the United States Senators from the State of Florida and a copy to each member of the House of Representatives from Florida, now serving in the Congress of the United States, and a copy to be furnished to the Press for publication.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

And Senate Memorial No. 5, contained in the above Message, was referred to the Committee on Enrolled Bills.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 10, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Mathews, of Alachua—

House Bill No. 2:

A bill to be entitled An Act providing that all moneys received, under and by virtue of the provisions of Chapter 14832, Acts of the Regular Session of the Legislature of 1931, by the County Commissioners in Counties of this State having a population of not less than thirty-four thousand and not more than thirty-four thousand five hundred, according to the last Federal Census, shall be divided one-third to the County Board of Public Instruction, and two-thirds to the County Commissioners.

Also—

By Mr. Early, of Sarasota—

House Bill No. 232:

A bill to be entitled An Act to provide for the apportionment, distribution and use of monies received by any county in this State having a population of more than twelve thousand one hundred and ninety (12,190) and less than twelve thousand five hundred and fifty (12,550) according to the last preceding Federal or State Census under Chapter 14832, Laws of Florida, Acts of 1931.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

And House Bill No. 2, contained in the above message was read the first time by title only.

Senator Black asked unanimous consent of the Senate to take up and consider House Bill No. 2 at this time.

Which was agreed to.

Senator Black moved that the rules be waived and House Bill No. 2 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 2 was read the second time by title only.

Senator Black moved that the rules be further waived and

House Bill No. 2 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 2 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—37.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be immediately certified to the House of Representatives.

House Bill No. 232, contained in the above message, was read the first time by title only.

Senator Tervin asked unanimous consent of the Senate to take up and consider House Bill 232 at this time.

Which was agreed to.

Senator Tervin moved that the rules be waived and House Bill No. 232 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 232 was read the second time by title only.

Senator Tervin offered the following amendment to House Bill No. 232:

In title, (typewritten bill), strike out the words: twelve thousand five hundred and fifty (12,550) and insert in lieu thereof the following: twelve thousand four hundred and fifty (12,450)

Senator Tervin moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Tervin also offered the following amendment to House Bill No. 232:

In Section One, line 3 and 4 (typewritten bill), strike out the words: twelve thousand five hundred and fifty (12,550) and insert in lieu thereof the following: twelve thousand four hundred and fifty (12,450).

Senator Tervin moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Tervin moved that the rules be further waived and House Bill No. 232 as amended be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 232 was read the third time in full.

Upon the passage of the bill as amended the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, as amended, and the action of the Senate was ordered to be immediately certified to the House of Representatives.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 10, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

By Messrs. Chappell of Dade and Getzen of Sumter—  
House Memorial No. 2:

A MEMORIAL TO THE CONGRESS OF THE UNITED STATES, REQUESTING THE PASSAGE OF AN APPROPRIATE OLD AGE PENSION

WHEREAS, it is extremely doubtful whether or not the



Constitution of the State of Florida will permit the legal passage of a Pension Bill for aged persons.

AND WHEREAS, the Congress of the United States now has pending before it several Old Age Pension Bills.

AND WHEREAS, the care of the State for its dependent classes is considered by all enlightened people as a sure measure of its civilization.

AND WHEREAS, we feel that a citizen who has given the more excessive years of his life toward the service of the State and Legislature, should not in his old age be required to become an inmate of a poor house or for any doubt as to his financial secret during his last remaining years living.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the Congress of the United States by it and its help are respectfully urged and requested to act favorably upon proposed Old Age Pension Legislation and the Congress of the United States is hereby respectfully urged to pass an appropriate Old Age Pension Bill.

RESOLVED, further that a duly certified copy of this Memorial be forwarded to both the House and the Senate of the United States Congress, and that a copy also be forwarded to each of our Representatives and Senators in the United States Congress.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,  
Chief Clerk House of Representatives.

And House Memorial No. 2, contained in the above message, was read the first time in full and went over under the rules.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 10, 1935.

Hon. Wm. C. Hodges,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Williams of Holmes—  
House Bill No. 173:

A bill to be entitled An Act to provide for the disposition of funds that may be received by the County of Holmes, State of Florida, from race track funds under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any Acts amendatory thereof or supplementary thereto or any other race track laws.

Proof of Publication attached.

Also—

By Mr. Bonifay of Santa Rosa—  
House Bill No. 199:

A bill to be entitled An Act authorizing and requiring the Board of County Commissioners of Santa Rosa County, Florida, to convert, apportion, and pay over to the County School Fund of Santa Rosa County, Florida, one-half of all monies received by said County under the provisions of, and resulting from, Chapter 14832 of the General Acts and Resolutions adopted by the Legislature of Florida in 1931, said Chapter being the Race Track Bill, or any amendatory or supplementary Act thereto.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,  
Chief Clerk House of Representatives.

And House Bill No. 173, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 199, contained in the above message, was read the first time by title only.

Senator Lundy asked unanimous consent of the Senate to take up and consider House Bill No. 199 at this time.

Which was agreed to.

Senator Lundy moved that the rules be waived and House Bill No. 199 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 199 was read the second time by title only.

Senator Lundy moved that the rules be further waived and House Bill No. 199 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 199 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be immediately certified to the House of Representatives.

Senate Bill No. 61:

A bill to be entitled An Act prescribing additional duties to be performed by the State Attorney of each and every judicial circuit in the State of Florida.

Was taken up in its order and read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Beall, Black, Gillis, Gomez, Harper, Lundy, Mann, Murphy, Parker, Parrish, Rose, Shivers, Sweger, Tillman—15

Nays—Senators Adams, Bass, Beacham, Butler, Clarke, Futch, Holland, Lewis, McArthur, McKenzie, MacWilliams, Nordman, Pannill, Raulerson, Shelley, Sikes, Smith (14th), Smith (29th), Tervin, Touchton, Turner, Watson—22.

So the bill failed to pass.

Senate Bill No. 128:

A bill to be entitled An Act to correct errors and omissions which occurred in the drafting and enactment of the probate Act, and to amend Section 35, Section 58, Section 72, Section 74, Section 93, Section 97, Section 115, Section 123, Section 149, Section 151, and Section 187, of Chapter 16,103, Laws of Florida, Acts of 1933, Repeal Section 2765 of the Revised General Statutes of Florida, and Chapter 9283, Laws of Florida, Acts of 1923, and re-enact Section 2675 of the Revised General Statutes of Florida.

Was taken up in its order and read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner—33.

Nays—Senators Black, Mann, Smith (14th)—3.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 176:

A bill to be entitled An Act providing that the taxing officials of all drainage districts and of all sub-drainage districts in the State of Florida shall keep the tax books open for the collection of such taxes until June 1, A. D. 1935, and providing that such taxes shall be collected until June 1, A. D. 1935 without interest or penalty.

Was taken up in its order and read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—35.

Nays—Senators Black, Mann—2.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 37 was taken up in its order and the consideration of same was informally passed.

Senate Bill No. 171:

A bill to be entitled An Act to add to County Commissioners

District No. 2 of Dade County, Florida, all of that territory, beginning at the intersection of Okeechobee Road and Hialeah Drive and extending along the boundary line of the City of Hialeah East to the City limits of the City of Hialeah and following the East boundary line of the City of Hialeah northward, which territory is more definitely defined herein; and to remove said territory from County Commissioners' District No. 3 of Dade County, Florida.

Was taken up in its order.

Senator Watson moved that the rules be waived and Senate Bill No. 171 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 171 was read the second time by title only.

Senator Watson asked unanimous consent of the Senate to take up and consider Senate Bill No. 171 at this time.

Which was agreed to.

And Senate Bill No. 171 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—37.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be immediately certified to the House of Representatives.

Senator Gillis moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 12:50 o'clock P. M. until 11:00 o'clock A. M. Thursday, April 11, 1935.